

REMARKS

Please reconsider the application in view of the above amendments and the following remarks. Applicant thanks the Examiner for carefully considering this application.

Election/Restriction Requirement

In a phone message left on February 4, 2005, with the Examiner, claims 1-6 and 12-17 were elected for continued prosecution without traverse. Claims 7-11 are withdrawn from consideration without prejudice or disclaimer.

Disposition of Claims

Claims 1-6 and 12-17 are pending in this application. Claims 1 and 12 are independent. The remaining claims depend, directly or indirectly, from claims 1 and 12.

Double Patenting Rejection(s)

Claims 1-6 and 12-17 of the present application are provisionally rejected under the judicially created doctrine of double patenting over claims 1-6 and 12-17 of copending U.S. Patent Application No. 09/994,450 and over claims 1-6 and 12-17 of copending U.S. Patent Application No. 10/015,177. In response, Applicant has enclosed a Terminal Disclaimer in compliance with 37 CFR 1.130(b) and 1.321(c). Further, Applicant notes that the filing of the enclosed Terminal Disclaimer to obviate this non-statutory double patenting rejection is not an admission of the propriety of the rejection. *See Quad Environmental Technologies Corp. v. Union Sanitary District*, 946 F.2d 870 (Fed. Cir. 1991); MPEP 804.02.

Accordingly, Applicant respectfully requests the withdrawal of the obviousness-type double patenting rejection.

Rejections under 35 U.S.C. §103

Claims 1-6 and 12-17 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Pub. No. 2003/0078960 ("Murren"), in view of the Applicant's Admitted Prior Art (AAPA). Independent claims 1 and 12 have been amended to clarify the present invention. Support for these amendments may be found, for example, on page 18, lines 20-31 and on page 20, lines 31

to page 21, line 5-10 of the instant specification. The Applicant asserts that no new subject matter has been added by way of these claim amendments. To the extent this rejection still applies, this rejection is respectfully traversed.

To establish a *prima facie* case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations. The teaching or suggestion to make the claimed combination and the reasonable expectation of success must both be found in the prior art and not based on applicant's disclosure. See MPEP section 706.02(j).

Independent claims 1 and 12 recite accessing a plurality of tags contained with the Java server page, wherein the plurality of tags comprises a collection tag that provides access to a collection of address book information. The Applicant respectfully asserts that Murren does not teach or suggest a collection tag.

While Murren discloses individualized tags, such as custom and control tags (see, *e.g.*, Murren p. 9 and pgs. 21-29), Murren is silent with respect to a collection tag as recited in the amended claims 1 and 12. Specifically, no notion of a collection is taught in Murren while describing the individualized tags. Accordingly, the individualized tags of Murren could not provide access to a collection of information. In view of the above, Murren does not teach or disclose a collection tag providing access to a collection of address book information and does not support the rejection of amended independent claim 1 or 12.

Further, the AAPA does not teach that which Murren lacks. The AAPA is directed toward describing Web portals, languages for formatting data, and different client devices and does not teach the notion of a collection tag. Accordingly, the AAPA does not teach what Murren lacks.

As shown above, neither Murren nor the AAPA, whether considered together or separately, may be used to support the rejection of amended independent claims 1 and 12.

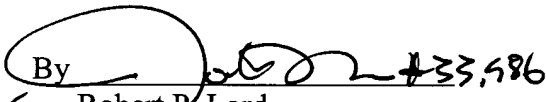
Dependent claims 2-6 and 13-17 are allowable for at least the same reasons. A withdrawal of the rejection is respectfully requested.

Conclusion

Applicant believes this reply is fully responsive to all outstanding issues and places this application in condition for allowance. If this belief is incorrect, or other issues arise, the Examiner is encouraged to contact the undersigned or his associates at the telephone number listed below. Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 03226/419001).

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Respectfully submitted,

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